

FD 30400

INTERSTATE COMMERCE COMMISSION

DECISION

Finance Docket No. 30400*

SERVICE DATE

FEB 6 1985

SANTA FE SOUTHERN PACIFIC CORPORATION
CONTROL-SOUTHERN PACIFIC TRANSPORTATION COMPANY

February 1, 1985

The second hearing phase in these proceedings consisting of the cross-examination of protestants witnesses and of witnesses supporting the responsive applications was completed on January 31, 1985. Certain revisions in the procedural schedule previously set forth were made at the hearing.

The remaining procedural schedule in these proceedings is as set forth here below:

<u>PROCEDURAL SCHEDULE</u>		
<u>DATE</u>	<u>MERGER CASE</u>	<u>RESPONSIVE APPLICATION CASES</u>
Feb. 21, 1985		Non-government parties file opposition evidence.
Mar. 21, 1985	Governmental parties file their evidence.	Governmental parties file their evidence.
Apr. 9, 1985 Apr. 26, 1985		Cross-examination of non-governmental parties' witnesses opposing responsive applications.
Apr. 29 - May 3, 1985	Cross-examination of governmental parties.	Cross-examination of governmental parties.
May 27, 1985		File rebuttal evidence supporting responsive applications.
June 17-21		Cross-examination of rebuttal witnesses.
July 1, 1985	Primary Applicants file rebuttal evidence.	
July 22 - Aug. 9, 1985	Cross-examination of Applicants rebuttal witnesses.	

The hearing for the cross-examination of witnesses in the next phase of these proceedings will begin as shown above at 9:30 A.M. on April 9, 1985, in Hearing Room A, Interstate Commerce Commission, 12th & Constitution Avenue, N.W., Washington, DC 20423, with the cross-examination of non-governmental parties' witnesses opposing the responsive applications.

Requests for cross-examination of governmental parties witnesses filing evidence as to the merger and responsive applications, and of non-governmental witnesses opposing the responsive applications.

*Embraces F.D. Nos. 30400 (Sub-No. 1-20 and MC-F-15628).

should be made by notifying the parties submitting such testimony, as well as the Commission, and the coordinators named below on or before March 27, 1985. The requests should generally indicate the purpose of such cross-examination. It is the Judge's desire that where possible, notification of requests for cross-examination should be made as soon as such intent to request cross-examination is reached by such parties.

The parties through the coordinators named below have agreed to confer concerning the proposed order of presentation of witnesses as well as concerning other matters for the orderly scheduling of the hearings. The Commission and the parties should be notified by April 2, 1985 of the proposed order of presentation of witnesses.

Mr. G. Paul Moates, 1722 Eye Street, NW, Washington, DC 20006, Telephone No. 202-429-4000, Mr. Robert N. Kharasch, Canal Square, 1054 Thirty-First Street, N.W., Washington, DC 20007, Telephone No. 202-342-5200 and Mr. James Ratner, Room 6313 Department of Justice, 414 11th Street, N.W., Washington, DC 20044, Telephone No. 202-724-6526 will act as coordinators for the next stage of hearings. All parties should cooperate with the coordinators by informing them of requests for cross-examination of witnesses and also cooperate with them in coordinating the orderly presentation of witnesses at the hearing beginning April 9, 1985.

James E. Hopkins
JAMES E. HOPKINS
Administrative Law Judge

JAMES H. BAYNE
Secretary

(SEAL)